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FEB 07 2000

In re application of: Kenneth A. Jones, et al.

Serial No.: 09/211,755

Filed: December 15, 1998

For: DNA Encoding A GABA<sub>B</sub> R2 Polypeptide And Uses Thereof

January 31, 2000

HONORABLE ASSISTANT COMMISSIONER FOR PATENTS  
Washington, D.C. 20231

S I R:

Transmitted herewith is an amendment to the above-identified application.

- ☒ Small entity status of this application under 37 C.F.R. § 1.9 and § 1.27 has been established by a verified statement previously submitted.
- ☐ a verified statement to establish small entity status under 37 C.F.R. § 1.9 and § 1.27 is enclosed.
- ☐ No additional fee is required.

The filing fee is calculated as follows:

	NUMBER AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR		NUMBER OF EXTRA CLAIMS PRESENTED		RATE			FEE	
							SMALL ENTITY	OTHER ENTITY		SMALL ENTITY	OTHER ENTITY
Total Claims	100	-	* 20	=	*** 80	x	\$ 9.00	\$ 18.00	=	\$ 720	\$
Independent Claims	11	-	** 3	=	*** 8	x	\$ 39.00	\$ 78.00	=	\$ 312	\$
Multiple Dependent Claims(s) Presented <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No							\$ 130.00	\$ 260.00		130	\$
For First Time:							TOTAL ADDITIONAL FEE \$ 1,162.00				

- \*If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 20, write "20" in this space.
- \*\*If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 3, write "3" in this space.
- \*\*\*If the difference between the "NUMBER AFTER AMENDMENT" and the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than "0", write "0" in the space.

Applicants: Kenenth A. Jones, et al.  
U.S. Serial No. 09/211,335  
Filed: December 15, 1998

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Amendment Transmittal Letter  
Page Two

The "HIGHEST NUMBER PREVIOUSLY PAID FOR" (Total or Independent) is the highest of the "NUMBER AFTER AMENDMENT" in any prior amendment or the number of claims as originally filed.

\_\_\_\_ Please charge Deposit Account No. \_\_\_\_\_  
in the amount of \$ \_\_\_\_\_.

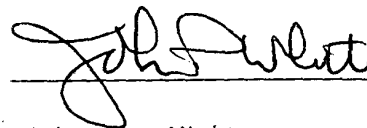
X A check in the amount of \$ 1,162.00 is enclosed.

X The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 03-3125. Three copies of this sheet are enclosed.

X Any filing fees under 37 C.F.R. §1.16 for the presentation of extra claims.

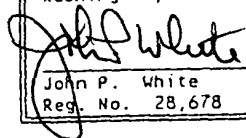
X Any patent application processing fees under 37 C.F.R. §1.17.

Respectfully submitted,



John P. White  
Registration No. 28,678  
Attorney for Applicants  
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1185 Avenue of the Americas  
New York, New York 10036  
(212) 278-0400

I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to:  
Assistant Commissioner for Patents  
Washington, D.C. 20231.



John P. White  
Reg. No. 28,678

1/31/00  
Date

# ATCC

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## BUDAPEST TREATY ON THE INTERNATIONAL RECOGNITION OF THE DEPOSIT OF MICROORGANISMS FOR THE PURPOSES OF PATENT PROCEDURE

### INTERNATIONAL FORM

#### RECEIPT IN THE CASE OF AN ORIGINAL DEPOSIT ISSUED PURSUANT TO RULE 7.3 AND VIABILITY STATEMENT ISSUED PURSUANT TO RULE 10.2

**To: (Name and Address of Depositor or Attorney)**

Cooper & Dunham LLP  
Attn: John P. White, Esq.  
1185 Avenue of the Americas  
New York, NY 10036

**Deposited on Behalf of:** Synaptic Pharmaceutical Corporation (Docket 54002-D)

**Identification Reference by Depositor:**

**ATCC Designation**

Plasmid pEXJT3T7-hGABAB2

203515

The deposit was accompanied by: \_\_\_ a scientific description \_\_\_ a proposed taxonomic description indicated above.

The deposit was received December 10, 1998 by this International Depository Authority and has been accepted.

**AT YOUR REQUEST:** X We will inform you of requests for the strain for 30 years.

The strain will be made available if a patent office signatory to the Budapest Treaty certifies one's right to receive, or if a U.S. Patent is issued citing the strain, and ATCC is instructed by the United States Patent & Trademark Office or the depositor to release said strain.

If the culture should die or be destroyed during the effective term of the deposit, it shall be your responsibility to replace it with living culture of the same.

The strain will be maintained for a period of at least 30 years from date of deposit, or five years after the most recent request for a sample, whichever is longer. The United States and many other countries are signatory to the Budapest Treaty.

The viability of the culture cited above was tested Decmeber 16, 1998. On that date, the culture was viable.

**International Depository Authority:** American Type Culture Collection, Manassas, VA 20110-2209 USA.

**Signature of person having authority to represent ATCC:**

  
Barbara M. Hailey, Administrator, Patent Depository

**Date:** December 17, 1998